

1 BILL NO. G-83-*08-12*

2 GENERAL ORDINANCE NO. G-*25-83*

3 AN ORDINANCE amending the Thoroughfare  
4 Plan of the City Comprehensive ("Master")  
Plan by vacating an alley thereof.

5 WHEREAS, a petition to vacate a public alley within the City of  
6 Fort Wayne (as more specifically described below) was duly filed with the  
7 City Planning Commission; and,

8 WHEREAS, said Commission duly held a public hearing thereon;  
9 and,

10 WHEREAS, said Commission has duly forwarded its recommendation to  
11 this body approving said petition, all in accordance with I.C.36-7-4-512(2)  
12 and this body having held a public hearing on said vacation as provided in  
13 I.C.36-7-3-12; and,

14 WHEREAS, this body concurs in the recommendation of the City  
15 Planning Commission.

16 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
17 FORT WAYNE, INDIANA:

18 SECTION 1. That the petition filed herein to vacate a public alley  
19 within the City of Fort Wayne, more specifically described as follows, to-wit:

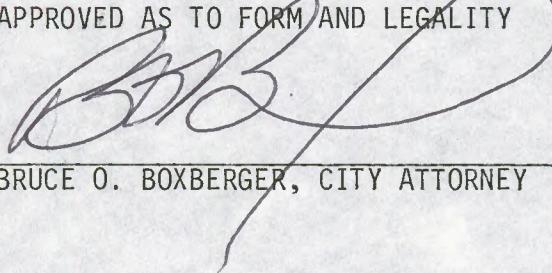
20 Beginning at a point at the Southeast corner of Lot #14  
21 in Violands Addition; thence North along the East line  
of said Lot #14 a distance of 145 feet to the Northeast  
corner; thence West along the North lines of Lots 14  
22 thru 17 in Violands Addition a distance of 150 feet to  
the Northwest corner of said Lot #17; thence North a  
distance of 12 feet to the Southeast corner of Lot #13  
23 in Violands Addition; thence East along the South line  
of said Lot #13 to the Southeast corner; thence North  
along the East line of Lots 6 thru 13 in Violands Addition  
24 a distance of 270 feet to a point located on the East line  
of said Lot #6; thence East 7.5 feet; thence South 12 feet;  
thence East 7.5 feet to the Northwest corner of Lot #112 in  
25 Abbotts Outlots; thence South along the West line of Lot #82  
and Lots 108 thru 112 in said Outlots a distance of 415 feet  
26 to the Southwest corner of said Lot #82; thence West a distance  
of 15 feet to the Point of Beginning;

27 and which vacating amends the Thoroughfare Plan of the City Comprehensive  
28 ("Master") Plan and is hereby approved in all respects.

29 SECTION 2. That this Ordinance shall be in full force and effect  
30 from and after its passage, any and all necessary approval by the Mayor,

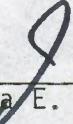
1 due public hearing thereon, and the legal publication thereof.  
2

3   
4 COUNCILMEMBER

5 APPROVED AS TO FORM AND LEGALITY  
6   
7

8 BRUCE O. BOXBERGER, CITY ATTORNEY  
9

10 \*\* Public hearing to be held on \_\_\_\_\_, the \_\_\_\_\_  
11 day of \_\_\_\_\_, 1983, in the Council Chambers.  
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14 Sandra E. Kennedy, City Clerk  
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Read the first time in full and on motion by Stier, seconded by GiaQuinta, and duly adopted, read the second time by title and referred to the Committee Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 8-8-83, the 19 day of August, o'clock A.M., E.S.T.

DATE: 8-8-83

Sandra F. Kennedy  
CITY CLERK

Read the third time in full and on motion by Stier, seconded by GiaQuinta, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BRADBURY</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GiaQUINTA</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCRUGGS</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 9-13-83

Sandra F. Kennedy  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. 13-25-83  
on the 13th day of Sept., 1983.

ATTEST:

(SEAL)

Sandra F. Kennedy

CITY CLERK

Ray A. E. Bork  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of Sept., 1983, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra F. Kennedy  
CITY CLERK

Approved and signed by me this 23rd day of September, 1983, at the hour of 2 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

PETITION TO VACATE

TO: THE CITY PLAN COMMISSION  
CITY OF FORT WAYNE, INDIANA

The Undersigned petitioner, does hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following portion of alley within the City of Fort Wayne, Indiana, and hereby described as follows:

Beginning at a point at the Southeast corner of Lot #14 in Violands Addition; thence North along the East line of said Lot #14 a distance of 145 feet to the Northeast corner; thence West along the North lines of Lots 14 thru 17 in Violands Addition a distance of 150 feet to the Northwest corner of said Lot #17; thence North a distance of 12 feet to the Southeast corner of Lot #13 in Violands Addition; thence East along the South line of said Lot #13 to the Southeast corner; thence North along the East line of Lots 6 thru 13 in Violands Addition a distance of 270 feet to a point located on the East line of said Lot #6; thence East 7.5 feet; thence South 12 feet; thence East 7.5 feet to the Northwest corner of Lot #112 in Abbotts Outlots; thence South along the West line of Lot #82 and Lots 108 thru 112 in said Outlots a distance of 415 feet to the Southwest corner of said Lot #82; thence West a distance of 15 feet to the Point of Beginning.

In support thereof, your petitioner would represent as follows:

1. Pontiac Foundry, Inc., is owner of all land adjacent to both sides of the described alley and has at their own expense maintained this alley for a period of more than five years.
2. This alley has been used by none other than Pontiac Foundry, Inc., for a period of more than five years.
3. No other property owner has used this alley for a means of ingress or egress for a period of more than five years.  
(There has been in fact a fence across the alley 430' north of Pontiac Street for more than five years.)
4. Vacation of this alley will cause no inconvenience or hardship on no other person or firm.
5. The vacation of this alley will relieve the City of Fort Wayne of the responsibility of maintainance and will be beneficial in that it will put the described real property onto property tax base and will permit Pontiac Foundry, Inc., to expand its building across the vacated area providing increased tax base and expanded employment.

PETITION TO VACATE CONT'D

Pontiac Foundry, Inc. files this petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

WHEREFORE, your petitioner prays that the above described alley be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 24th DAY OF June 19 83

2509 East Pontiac Street  
Adjacent Property Owner(s)  
Address

Daniel H. Leaver

Adjacent Property Owner(s)  
Signature

2509 East Pontiac Street  
Petitioner(s)

Daniel H. Leaver

Petitioner(s) Signature

Michael Bzulay  
Agent  
Address & Phone

902 E. Gump  
Ft. Wayne, In.  
46825  
219-637-5887

73-158-18  
8/24/83

RESOLUTION NO. 73-158-18

WHEREAS, DANIEL WEAVER, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

Beginning at a point at the Southeast corner of Lot #14 in Violands Addition; thence North along the East line of said Lot #14 a distance of 145 feet to the Northeast corner; thence West along the North lines of Lots 14 thru 17 in Violands Addition a distance of 150 feet to the Northwest corner of said Lot #17; thence North a distance of 12 feet to the Southeast corner of Lot #13 in Violands Addition; thence East along the South line of said Lot #13 to the Southeast corner; thence North along the East line of Lots 6 thru 13 in Violands Addition a distance of 270 feet to a point located on the East line of said Lot #6; thence East 7.5 feet; thence South 12 feet; thence East 7.5 feet to the Northwest corner of Lot #122 in Abbotts Outlots; thence South along the West line of Lot #82 and Lots 108 thru 112 in said Outlots a distance of 415 feet to the Southwest corner of said Lot #82; thence West a distance of 15 feet to the Point of Beginning,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

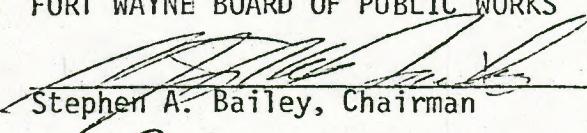
BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

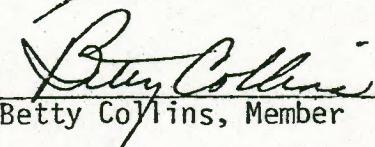
STATE OF INDIANA)  
) SS:  
COUNTY OF ALLEN )

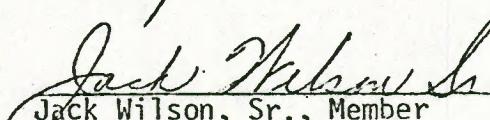
I, Stephen A. Bailey, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held August 24, 1983 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 24<sup>th</sup> DAY OF August 1983

FORT WAYNE BOARD OF PUBLIC WORKS

  
Stephen A. Bailey, Chairman

  
Betty Collins, Member

  
Jack Wilson, Sr., Member

R E S O L U T I O N

WHEREAS, DANIEL WEAVER, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Fort Wayne, Allen County, to-wit:

Beginning at a point at the Southwest corner of Lot #14 in Violand's Addition; thence North along the East line of said Lot #14 a distance of 145 feet to the Northeast corner; thence West along the North lines of Lots 14 thru 17 in Violands Addition a distance of 150 feet to the Northwest corner of said Lot #17; thence North a distance of 12 feet to the Southeast corner of Lot #13 in Violands Addition; thence East along the South line of said Lot #13 to the Southeast corner; thence North along the East line of Lots 6 thru 13 in Violands Addition a distance of 270 feet to a point located on the East line of said Lot #6; thence East 7.5 feet; thence South 12 feet; thence East 7.5 feet to the Northwest corner of Lot #122 in Abbotts Outlots; thence South along the West line of Lot #82 and Lots 108 thru 112 in said Outlots a distance of 415 feet to the Southwest corner of said Lot #82; thence West a distance of 15 feet to the Point of Beginning,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 15, 1983, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

WHEREAS, said vacation of the alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said alley in Allen County, Indiana.

STATE OF INDIANA )  
                      ) SS:  
COUNTY OF ALLEN )

I, Stephen A. Bailey, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held August 22, 1983, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 23rd DAY OF August 1983

FORT WAYNE CITY PLAN COMMISSION

Stephen A. Bailey, Secretary

BILL NO. G-83-08-12

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN  
ORDINANCE amending the Thoroughfare Plan of the City Comprehensive  
("Master") Plan by vacating an alley thereof

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE PASS.

JAMES S. STIER, CHAIRMAN

John M.

Janet G. Bradbury  
Victure Scruggs  
Mark E. Quinta  
Roy Schomburg

JANET G. BRADEURY, VICE CHAIRMAN

VICTURE L. SCRUGGS

MARK E. GIAQUINTA

ROY J. SCHOMBURG

Concurrent in 8-13 Sandra F. Kennedy

## RECEIPT

COMMUNITY DEVELOPMENT &amp; PLANNING

No 8997

FT. WAYNE, IND.

6-28-1983

RECEIVED FROM

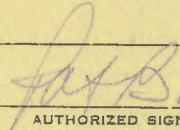
THE SUM OF

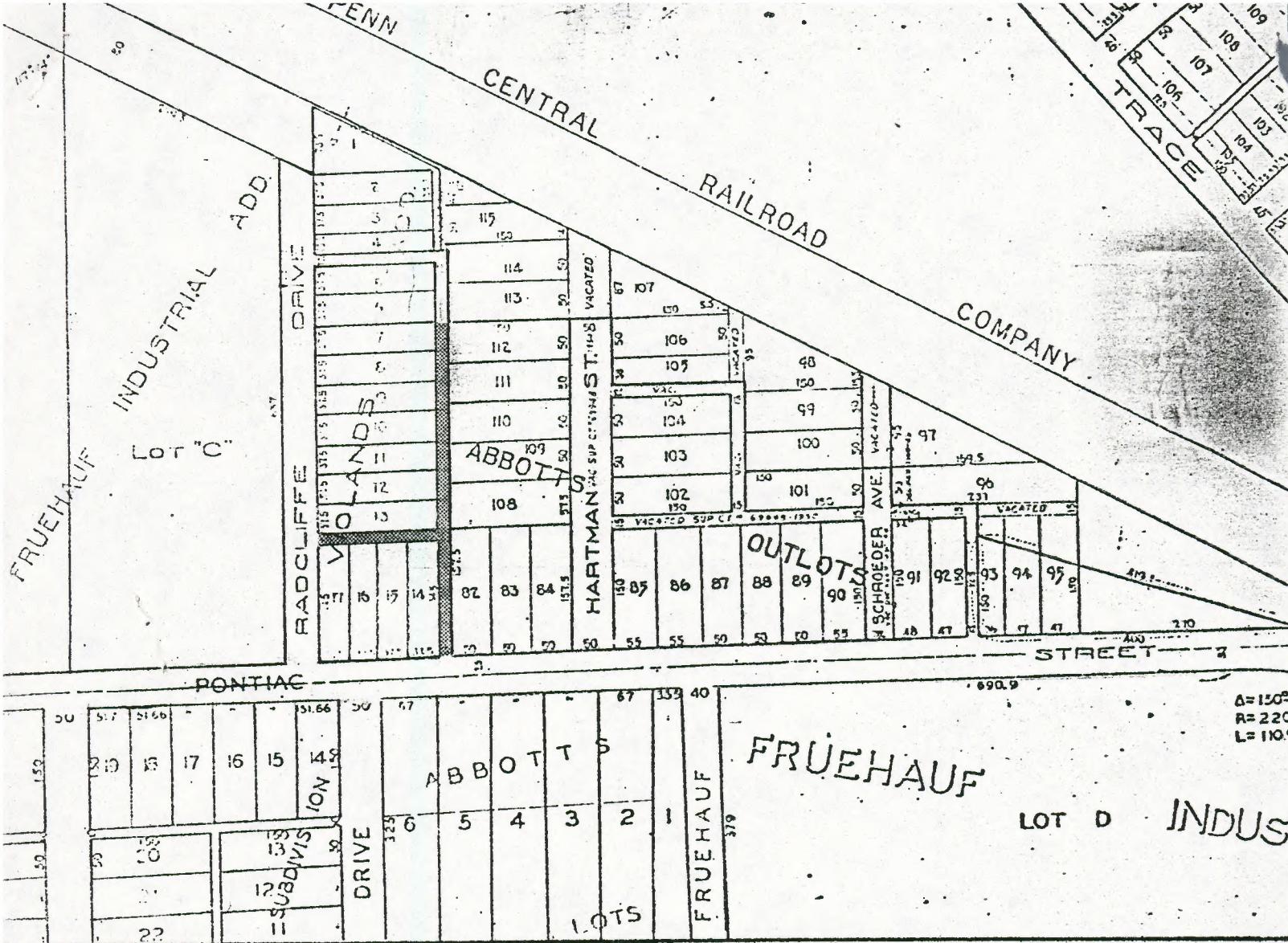
ON ACCOUNT OF

Mike Byerley

\$ 100.00

100 DOLLARS

One hundred ~~00~~ <sup>00</sup>  
AUTHORIZED SIGNATURE



## ■ A PETITION TO VACATE THE DESCRIBED PORTION OF ALLEY.

MAP

NO. Q-3

6-83-08-12



7-6-83

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.  
• Complete items 1, 2, 3, and 4 on the reverse.  
• Attach to front of article if space permits,  
otherwise affix to back of article.  
• Endorse article "Return Receipt Requested"  
adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS  
Print your name, address, and ZIP Code in the space below.  
• Complete items 1, 2, 3, and 4 on the reverse.  
• Attach to front of article if space permits,  
otherwise affix to back of article.  
• Endorse article "Return Receipt Requested"  
adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



RETURN  
TO

Office of the City Clerk  
Sandra E. Kennedy  
(Name of Sender)  
One Main Street - Room 122  
City-County Bldg.  
(Street or P.O. Box)  
Fort Wayne, IN 46802  
(City, State, and ZIP Code)

RETURN  
TO

Office of the City Clerk  
Sandra E. Kennedy  
(Name of Sender)  
One Main Street - Room 122  
City-County Bldg.  
(Street or P.O. Box)  
Fort Wayne, IN 46802  
(City, State, and ZIP Code)

PS Form 3811, Dec. 1980	<b>• SENDER:</b> Complete items 1, 2, 3, and 4. Add your address in the "RETURN TO" space on reverse.		
<b>(CONSULT POSTMASTER FOR FEES)</b>			
1. The following service is requested (check one). <input checked="" type="checkbox"/> Show to whom and date delivered ..... <span style="float: right;">—¢</span> <input checked="" type="checkbox"/> Show to whom, date, and address of delivery.. <span style="float: right;">—¢</span> 2. <input type="checkbox"/> <b>RESTRICTED DELIVERY</b> <i>(The restricted delivery fee is charged in addition to the return receipt fee.)</i>			
<b>TOTAL</b> <span style="float: right;">\$ _____</span>			
3. ARTICLE ADDRESSED TO:  Daniel Weaver 2509 East Pontiac Street Fort Wayne, IN 46803			
4. TYPE OF SERVICE: <span style="float: right;">ARTICLE NUMBER</span> <input type="checkbox"/> REGISTERED <input type="checkbox"/> INSURED <input checked="" type="checkbox"/> CERTIFIED <input type="checkbox"/> COD <input type="checkbox"/> EXPRESS MAIL P32 4565019			
<b>(Always obtain signature of addressee or agent)</b> I have received the article described above. SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent  <i>Sue Freund</i>			
5. DATE OF DELIVERY <i>8/30/83</i>		POSTMARK	
6. ADDRESSEE'S ADDRESS (Only if requested) <i>2509 E. Pontiac 46803</i>			
7. UNABLE TO DELIVER BECAUSE:		7a. EMPLOYEE'S INITIALS	

PS Form 381, Dec. 1980

<b>• SENDER:</b> Complete items 1, 2, 3, and 4. Add your address in the "RETURN TO" space on reverse.	
<b>(CONSULT POSTMASTER FOR FEES)</b>	
1. The following service is requested (check one).	
<input checked="" type="checkbox"/> Show to whom and date delivered ..... <span style="float: right;">—¢</span> <input checked="" type="checkbox"/> Show to whom, date, and address of delivery.. <span style="float: right;">—¢</span>	
2. <input type="checkbox"/> <b>RESTRICTED DELIVERY</b>	
<i>(The restricted delivery fee is charged in addition to the return receipt fee.)</i>	
<b>TOTAL \$</b> _____	
3. ARTICLE ADDRESSED TO:	
Mike Byerley 902 E. Gump Road Fort Wayne, IN 46825	
4. TYPE OF SERVICE:	
<input type="checkbox"/> REGISTERED <input type="checkbox"/> INSURED <input checked="" type="checkbox"/> CERTIFIED <input type="checkbox"/> COD <input type="checkbox"/> EXPRESS MAIL <span style="float: right;">ARTICLE NUMBER</span> P32 4565018	
<b>(Always obtain signature of addressee or agent)</b>	
I have received the article described above.	
<b>SIGNATURE</b> <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent 	
5. DATE OF DELIVERY	
<b>AUG 31 1983</b>	
6. ADDRESSEE'S ADDRESS (Only if requested)	
	
7. UNABLE TO DELIVER BECAUSE:	
<b>7a. EMPLOYEE'S INITIALS</b> <span style="float: right;">BYR</span>	

P32 4565018

## RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—  
NOT FOR INTERNATIONAL MAIL  
(See Reverse)

SENT TO		
Mike Byerley		
STREET AND NO.		
902 E. Gump Rd.		
P.O., STATE AND ZIP CODE		
Fort Wayne, IN 25		
POSTAGE		
CONSULT POSTMASTER FOR FEES  OPTIONAL SERVICES  RETURN RECEIPT SERVICE	CERTIFIED FEE	¢
	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
	SHDW TD WHDM AND DATE DELIVERED	¢
	SHOW TD WHDM, DATE, AND ADDRESS OF DELIVERY	¢
	SHOW TO WHDM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	\$	
POSTMARK OR DATE		

PS Form 3800, Apr. 1976

P32 4565019

## RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—  
NOT FOR INTERNATIONAL MAIL  
(See Reverse)

SENT TO		
Daniel Weaver		
STREET AND NO.		
2509 East Pontiac		
P.O., STATE AND ZIP CODE		
Fort Wayne, IN 46803		
POSTAGE		
CONSULT POSTMASTER FOR FEES  OPTIONAL SERVICES  RETURN RECEIPT SERVICE	CERTIFIED FEE	¢
	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
	SHDW TD WHDM AND DATE DELIVERED	¢
	SHOW TD WHDM, DATE, AND ADDRESS OF DELIVERY	¢
	SHOW TO WHDM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	\$	
POSTMARK OR DATE		

PS Form 3800, Apr. 1976



# The City of Fort Wayne

August 29, 1983

Daniel Weaver  
2509 East Pontiac Street  
Fort Wayne,

## NOTICE OF PUBLIC HEARING ON BILL NO. G-83-08-12

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, September 13, 1983, at 7:30 P.M. (EST) in the Council Chambers, 1st Floor, Room 126, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

Beginning at a point at the Southeast corner of Lot #14 in Violands Addition; thence North along the East Line of said Lot #14 a distance of 145 feet to the Northeast corner; thence West along the North lines of Lots 14 thru 17 in Violands Addition a distance of 150 feet to the Northwest corner of said Lot #17; thence North a distance of 12 feet to the Southeast corner of Lot #13 in Violands Addition; thence East along the South line of said Lot #13 to the Southeast corner; thence North along the East line of Lots 6 thru 13 in Violands Addition a distance of 270 feet to a point located on the East line of said Lot #6; thence East 7.5 feet; thence South 12 feet; thence East 7.5 feet to the Northwest corner of Lot #112 in Abbott's Outlots; thence South along the West line of Lot #82 and Lots 108 thru 112 in said Outlots a distance of 415 feet to the Southwest corner of said Lot #82; thence West a distance of 15 feet to the Point of Beginning;

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Sincerely yours,

Sandra E. Kennedy

An Equal Opportunity Employer  
CITY CLERK  
One Main Street, Fort Wayne, Indiana 46802

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-83-08-12)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, September 13, 1983, at 7:30 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

Beginning at a point at the Southeast corner of Lot #14 in Violands Addition; thence North along the East Line of said Lot #14 a distance of 145 feet to the Northeast corner; thence West along the North lines of Lots 14 thru 17 in Violands Addition a distance of 150 feet to the Northwest corner of said Lot #17; thence North a distance of 12 feet to the Southeast corner of Lot #13 in Violands Addition; thence East along the South line of said Lot #13 to the Southeast corner; thence North along the East line of Lots 6 thru 13 in Violands Addition a distance of 270 feet to a point located on the East line of said Lot #6; thence East 7.5 feet; thence South 12 feet; thence East 7.5 feet to the Northwest corner of Lot #112 in Abbotts Outlots; thence South along the West line of Lot #82 and Lots 108 thru 112 in said Outlots a distance of 415 feet to the Southwest corner of said Lot #82; thence West a distance of 15 feet to the Point of Beginning;

All interest parties are invited to appear and be heard.

Fort Wayne Common Council

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

*Bill H 6-83-08-12*

OWNER: Daniel Weaver / 2509 East Pontiac Street / City 03

AGENT: Mike Byerley / 902 E. Gump Road / City 46825

Adjacent Property Owners Notified:

Elco Tap Tavern - 2506 E. Pontiac

Grewel Construction / 2524 " "

C&J Auto Parts / 2529 " "

City Fire Department Station #9 / 2530 " "

East Side Community Assn.

Ann Buchanan, President

2719 Chestnut Street

Fort Wayne, IN 03

CITY PLAN COMMISSION  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

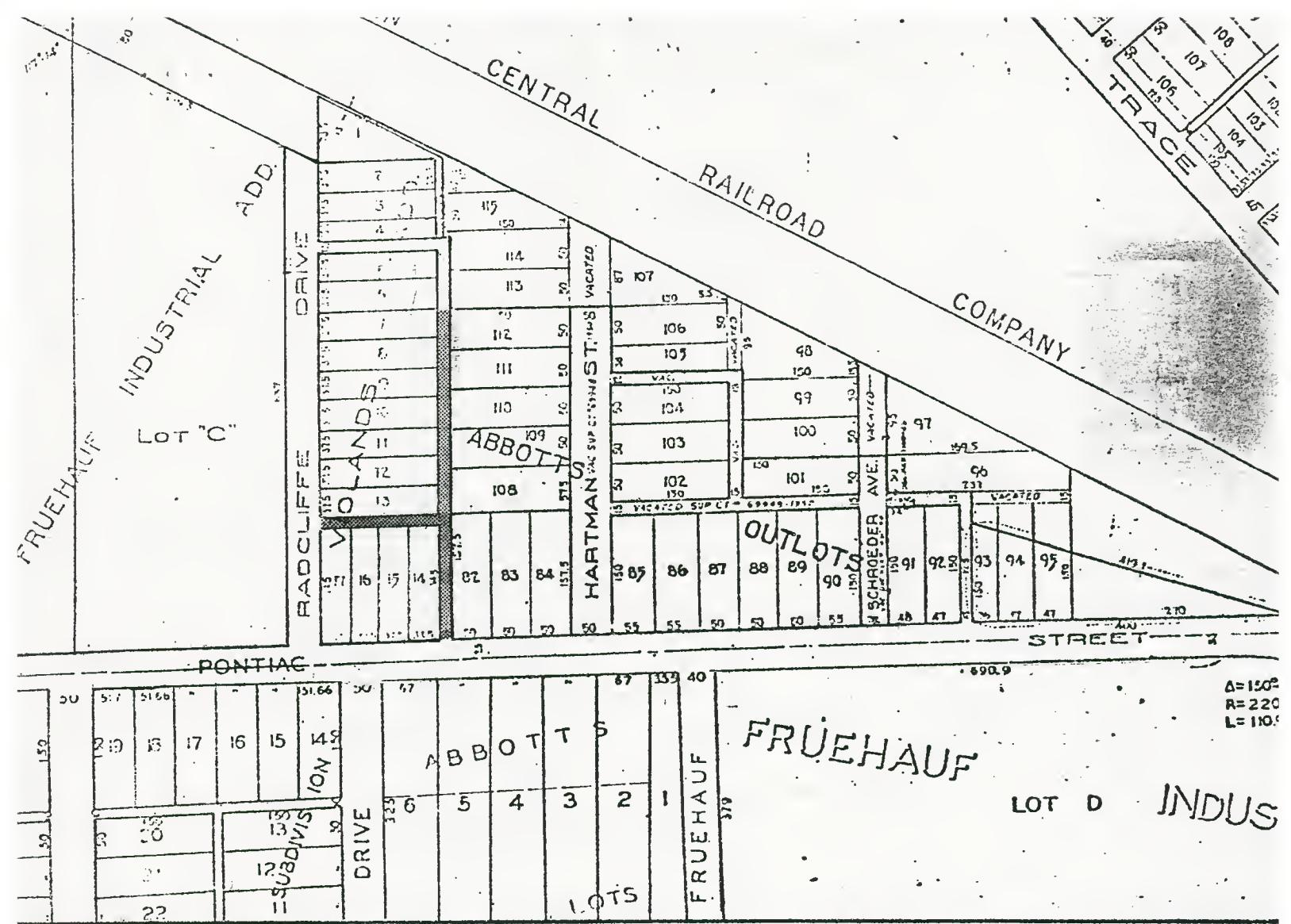
4 August 1983

NOTICE OF PUBLIC HEARING ON ALLEY VACATION

You are hereby notified that the City Plan Commission will conduct a public hearing on Monday, August 15, 1983 at 7:00 P.M. (EST) in the Council Chambers, Room #126, 1st Floor, Room #126, City-County Building, One Main Street, Fort Wayne, IN, on the vacation of the following described alleys.

SEE REVERSE SIDE FOR MAP OF AREA

All interested persons are invited to appear and be heard. Any written material may be submitted to the Plan Commission Office prior to the hearing.



■ A PETITION TO VACATE THE DESCRIBED PORTION OF ALLEY.

MAP NO. Q-3

6-83-08-12

N

7-6-83



THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

23 August 1983

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a copy of a resolution pertaining to one (1) alley vacation ordinance acted upon by the City Plan Commission at their regular meeting held August 22, 1983. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-83-08-12
2. Intended Use: Vacated property will be utilized by the abutting property owners for new construction.
3. Plan Commission Recommendation: DO PASS

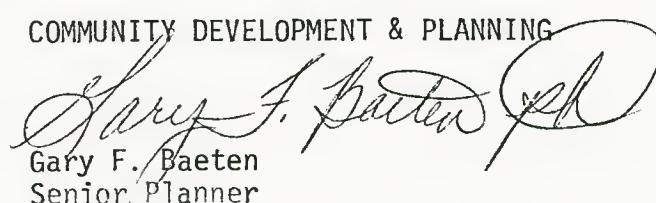
This ordinance received a DO PASS recommendation for the following reason:

REASON: This vacation will not result in the landlocking of any parcel of real estate and there have been no objections raised by adjacent or nearby property owners.

If there are any questions with regard to this ordinance, please feel free to call.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING



Gary F. Baeten  
Senior Planner

GFB:pb



**ORIGINAL**

DIGEST SHEET

6381

TITLE OF ORDINANCE Alley Vacation Ordinance

G-83-08-12

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&amp;P

SYNOPSIS OF ORDINANCE East-West alley adjacent to Lots 13 thru 17 in Volands

Addition. North-South alley adjacent to Lots 82 and Lots 108 thru 112 in Abbotts

Outlots and Lots 7 thru 14 in Volands Addition.

EFFECT OF PASSAGE Property is now public right-of-way. Property will revert  
to adjacent property owners and be closed to public use.

EFFECT OF NON-PASSAGE Property will remain public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

ASSIGNED TO COMMITTEE (J.N.)



# The City of Fort Wayne

August 30, 1983

Ms. Mary Gabet  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Gabet:

Please give the attached full coverage on the date of September 2, 1983, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Public Hearing on Bills No.  
G-83-08-12 & G-83-06-07

Please send us 6 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 2

Fort Wayne Common Council  
(Governmental Unit)

To..... JOURNAL-GAZETTE..... Dr.

Allen ..... County, Ind.

FORT WAYNE, INDIANA

### PUBLISHER'S CLAIM

#### LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head      number of lines

4

Body      number of lines

39

Tail      number of lines

3

Total number of lines in notice

46

#### COMPUTATION OF CHARGES

46	..... lines, 1	columns wide equals .....	46	..... equivalent lines at .215¢	\$ 9.89
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cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)	4 extra	2.00
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TOTAL AMOUNT OF CLAIM. \$ 11.89

#### DATA FOR COMPUTING COST

Width of single column 9.6 picas      Size of type ..... 6 ..... point

Number of insertions ..... 1 ..... Size of quad upon which type is cast ..... 6 .....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Drusilla Roose*

Date Sept. 2, 1983

Title..... CLERK.....

Form 904

#### PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... *Drusilla Roose*..... who, being duly sworn, says

that she is..... *Clerk*..... of the

JOURNAL-GAZETTE

2..... newspaper of general circulation printed and published  
in the English language in the city of..... FORT WAYNE, INDIANA.....

in state and county aforesaid, and that the printed matter attached hereto is a true copy,  
which was duly published in said paper for..... one time....., the dates of publication being  
as follows: *9/2/83*

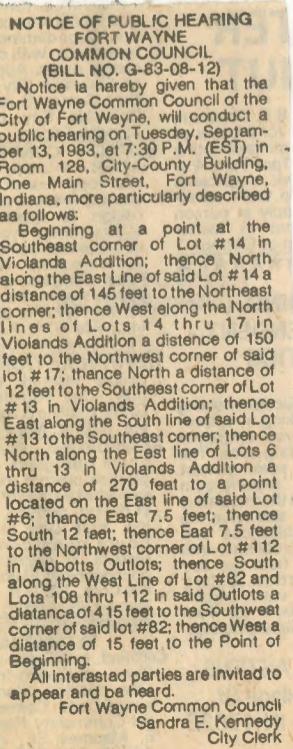
*Drusilla Roose*

Subscribed and sworn to me before this 2 nd day of September 19 83

*Anne M. Perkins*

Notary Public

My commission expires ..... November 29, 1985.....



**Fort Wayne Common Council**  
(Governmental Unit)

Allen County, Ind

To ..... NEWS-SENTINEL ..... Dr.

FORT WAYNE INDIANA

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Total number of lines in notice		<u>46</u>

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cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)				
Charge for extra proofs of publication (50 cents for each proof in excess of two) 4 extra				2.00
TOTAL AMOUNT OF CLAIM				\$ 11.89

#### DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type ..... 6 point
Number of insertions 1	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Drusilla Roose*

Date Sept. 2, 1983

Title CLERK

Form 903

#### PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... *Drusilla Roose*..... who, being duly sworn, says that she is..... *CLERK*..... of the

..... *NEWS-SENTINEL*..... newspaper of general circulation printed and published in the English language in the city of *FORT WAYNE, INDIANA*.....

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... *one time*....., the dates of publication being as follows: *9/2/83*

*Drusilla Roose*

Subscribed and sworn to me before this 2nd day of September, 1983

*Anne M. Perkins*

Notary Public

My commission expires ..... *November 29, 1985*.....

**NOTICE OF PUBLIC HEARING**  
FORT WAYNE  
COMMON COUNCIL  
(BILL NO. G-83-08-12)  
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, September 13, 1983, at 7:30 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:  
Beginning at a point at the Southeast corner of Lot #14 in Vielands Addition; thence North along the East line of said Lot #14 a distance of 145 feet to the Northeast corner; thence West along the North lines of Lots 14 thru 17 in Vielands Addition a distance of 150 feet to the Northwest corner of said lot #17; thence North a distance of 12 feet to the Southeast corner of Lot #13 in Vielands Addition; thence East along the South line of said Lot #13 to the Southeast corner; thence North along the East line of Lots 6 thru 13 in Vielands Addition a distance of 270 feet to a point located on the East line of said Lot #6; thence East 7.5 feet; thence South 12 feet; thence East 7.5 feet to the Northwest corner of Lot #112 in Abbotts Outlots; thence South along the West line of Lot #82 and Lots 108 thru 112 in said Outlots a distance of 415 feet to the Southwest corner of said lot #82; thence West a distance of 15 feet to the Point of Beginning.  
All interested parties are invited to appear and be heard.  
Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk